

FRANK M. MURPHY, III
Attorney at Law, Bar # 51216
2482 Greyling Drive
San Diego, CA 92123-3907
Phone: 858-277-3207
FAX: 858-277-3207
E-mail: fmlaw@san.rr.com

Attorney for Defendant

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	Case No. 08cr1436-LAB
)	
Plaintiff,)	NOTICE OF MOTION
)	AND
v.)	MOTION FOR DISCOVERY
)	
DOMINICK SMITH,)	Date: 6/16/08
)	Time: 2:00 p.m.
Defendant.)	Court: Judge BURNS
_____)	

TO: KAREN P. HEWITT, U.S. Attorney and to
STEVEN D. DeSALVO, Assistant U.S. Attorney

PLEASE TAKE NOTICE that on June 16, 2008 at 2:00 p.m. or
as soon thereafter as counsel can be heard, in the courtroom of
the Honorable LARRY ALAN BURNS United States Courthouse, 940
Front Street, San Diego, California, defendant, by and through
his attorney, FRANK M. MURPHY, III, will move the court for an
order for discovery in the above-entitled matter as set forth in

1 detail in the attached Statement of Facts and Memorandum of
2 Points and Authorities. This motion will be made pursuant to
3 *Federal Rules of Criminal Procedure 12 and 16* and will be based
4 upon the files and records in this case, this Notice of Motion
5 and Motion together with the accompanying Memorandum of Points
6 and Authorities and on such oral and documentary evidence as may
7 be presented at the hearing thereof.
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9 Dated: May 24, 2008
10

11 s/FRANK M. MURPHY, III
12 Attorney for Defendant
13 E-mail: fmlaw@san.rr.com
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15 **MOTION**
16

17 Defendant, DOMINICK SMITH, by and through his attorney,
18 FRANK M. MURPHY, III, hereby moves the court for an order for
19 discovery as set forth in the accompanying Memorandum of Points
20 and Authorities.
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22 The motions are made pursuant to *Federal Rules of Criminal*
23 *Procedure 12 and 16*.
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25 The motions are based upon this Notice of Motion, the
26 accompanying Statement of Facts and Memorandum of Points and
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/ / / / /

1 Authorities, the files and records in this matter and on any
2 other oral or documentary evidence which may be produced before
3 of during the hearing of said motions.
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5 Dated: May 24, 2008
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7 Respectfully submitted,
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10 s/FRANK M. MURPHY, III
11 Attorney for Defendant
E-mail: fmlaw@san.rr.com
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